IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

| KIMBERTON HEALTHCARE | : |
|--|---|
| CONSULTING, INC. d/b/a DIALYSISPPO, | : CIVIL ACTION |
| Plaintiff, | : |
| vs. | : NO. 10-0150 |
| SPECIALTY CARE MANAGEMENT, LLC, DEVON HEALTH SERVICES, INC., and GERALD A. YOUNG, individually and as agent of SPECIALTY CARE MANAGEMENT, LLC, Defendants. | : : : : : |
| <u>o</u> | RDER |
| AND NOW, this 24th day of Nov | rember, 2010, it is ORDERED that Plaintiff's |
| Motion for Leave to File an Amended Complaint | (Doc. #28) is GRANTED . It is FURTHER |
| ORDERED that this action is DISMISSED pursu | uant to Rule 12(h)(3) for lack of subject matter |
| jurisdiction, without prejudice for Plaintiff to pursue state law claims in state court. | |
| | s/Anita B. Brody |
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| | ANITA B. BRODY, J. |
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